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**Date:** November 19, 2003 **Number of pages (including cover):** 5

**To:** Examiner Carol M. Koslow, U.S. Patent and Trademark Office

**Fax No.:** 703-872-9306

**Serial No.:** 10/044,801

**Title:** NANOCRYSTALLINE APATITES AND COMPOSITES, PROSTHESES INCORPORATING THEM, AND METHOD FOR THEIR PRODUCTION

**From:** Timothy J. Oyer, Ph.D.

**Direct dial:** 617.573.7851

**Our File #:** M0925.70110US00

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**CERTIFICATE OF FACSIMILE TRANSMISSION 37 C.F.R. §1.8(a)**

The undersigned hereby certifies that this document is being transmitted via facsimile to the attention of Examiner Carol M. Koslow, FAX number 703-872-9306, at the United States Patent and Trademark Office, in accordance with 37 C.F.R. §1.6(d), on the 19 day of November, 2003.

  
Signature

**ORIGINAL DOCUMENTS WILL NOT BE MAILED.**

**MESSAGE:** Transmitted herewith are a Request for Continued Examination, Petition for Third Month Extension of Time, and Transmittal Letter.

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**Wolf Greenfield Fax Number: 617.720.2441**

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**PATENTS TRADEMARKS COPYRIGHTS TECHNOLOGY TRANSFERS LITIGATION**

DOCKET NO.: M0925.70110US00/TJO

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: Jackie Y. Ying et al.  
Serial No: 10/044,801  
Confirmation. No.: 4734  
Filed: January 11, 2002  
For: NANOCRYSTALLINE APATITES AND COMPOSITES,  
PROSTHESIS INCORPORATING THEM, AND METHOD FOR  
THEIR PRODUCTION  
Examiner: Carol M. Koslow  
Art Unit: 1755

**CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8(a)**

The undersigned hereby certifies that this document is being transmitted via facsimile to the attention of Examiner Carol M. Koslow, at fax number 703-872-9306, at the United States Patent and Trademark Office, in accordance with 37 C.F.R. §1.6(d), on the 19 day of November, 2003.

Signature 

Commissioner For Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Transmitted herewith are the following documents:

- ☒ Request for Continued Examination
- ☒ Petition for Third Month Extension of Time

If the enclosed papers are considered incomplete, the Mail Room and/or the Application Branch is respectfully requested to contact the undersigned at (617) 720-3500, Boston, Massachusetts.

A check is not enclosed. The Commissioner is hereby authorized to charge Deposit Account No. 23/2825 in the amount of \$650.00 for the extension fee (\$265.00) and the fee for the Request for Continued Examination (\$385.00). A duplicate of this sheet is enclosed.

Respectfully submitted,  
Jackie Y. Ying et al., Applicant

By: 

Timothy J. Oyer, Ph.D., Reg. No.: 36,628  
WOLF, GREENFIELD & SACKS, P.C.  
600 Atlantic Avenue  
Boston, Massachusetts 02210-2211  
Telephone: (617)720-3500

Date: November 19, 2003  
x12/03/03x

DOCKET NO. M0825.70110US00

<b>REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL</b>  Subsection (b) of 35 U.S.C. § 132, effective on May 29, 2000, provides for continued examination of an utility or plant application filed on or after June 8, 1995. See The American Inventors Protection Act of 1999 (AIPA).	Application Number	10/044,801
	Confirmation Number	4734
	Filing Date	January 11, 2002
	First Named Inventor	Jackie Y. Ying et al.
	Group Art Unit	1755
	Examiner Name	Carol M. Koslow

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application.

**NOTE:** 37 C.F.R. § 1.114 is effective on May 29, 2000. If the above-identified application was filed prior to May 29, 2000, you may wish to consider filing a continued prosecution application (CPA) under 37 C.F.R. § 1.53 (d) instead of an RCE to be eligible for the patent term adjustment provisions of the AIPA.

1. Submission required under 37 C.F.R. § 1.114

a. Previously submitted

- i. ☒ Consider the amendment(s)/reply under 37 C.F.R. § 1.116 previously filed on 10/31/2003. (Any unentered amendment(s) referred to above will be entered.)
- ii. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on .
- iii. ☐ Other:

b. Enclosed is/are:

- i. ☐ Amendment/Reply
- ii. ☐ Affidavit(s)/Declaration(s)
- iii. ☐ Information Disclosure Statement (IDS)
- iv. ☒ Other: Petition for Extension of Time

2. Miscellaneous

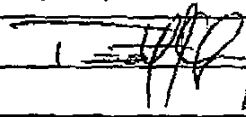
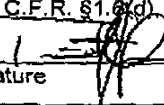
- a. ☐ Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of \_\_\_\_ months. (Period of suspension shall not exceed 3 months) and the Fee of \$130.00 under 37 C.F.R. § 1.17(i) is enclosed.
- b. ☐ Other:

3. Fees - The RCE fee under 37 C.F.R. § 1.17(e) is required by 37 C.F.R. § 1.114 when the RCE is filed.

5. The Director is hereby authorized to charge any deficiency or credit any overpayment to Deposit Account No. 23/2825.

<b>6. CORRESPONDENCE ADDRESS</b>
Correspondence address below
<b>CUSTOMER NUMBER:</b> 23628

OR

<b>ATTORNEY'S NAME</b>	Timothy J. Oyer, Ph.D., Reg. No. 36,628				
<b>FIRM NAME</b>	Wolf, Greenfield & Sacks, P.C.				
<b>ADDRESS</b>	600 Atlantic Avenue				
<b>CITY</b>	Boston	<b>STATE</b>	MA	<b>ZIP</b>	02210
<b>COUNTRY</b>	USA	<b>TELEPHONE</b>	(617) 720-3500	<b>FAX</b>	(617) 720-2441
<b>7. SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED</b>					
<b>NAME</b>	Timothy J. Oyer, Ph.D., Reg. No. 36,628				
<b>SIGNATURE</b>					
<b>DATE</b>	11/19/03				
<b>CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8(a)</b>					
The undersigned hereby certifies that this document is being transmitted by facsimile to Examiner Carol M. Koslow, at facsimile number 703-872-9306, at the United States Patent and Trademark Office, in accordance with 37 C.F.R. §1.8(d), on the <u>19</u> day of November, 2003					
 Signature					